

SAO 440 (Rev. 8/01) Summons in a Civil Action

UNITED STATES DISTRICT COURT

District of Massachusetts

EDWARDS & ANGELL, LLP

SUMMONS IN A CIVIL ACTION

V.

HISTATEK, LLC and  
HISTATEK, INC.

04 11632 DPW

CASE NUMBER:

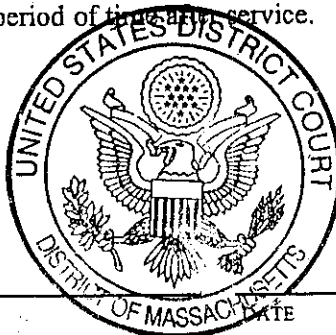
TO: (Name and address of Defendant)

Histatek, Inc.  
4645 East Cotton Center Boulevard  
Phoenix, Arizona

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Mark David Modest, Esquire  
188 Oaks Road  
Framingham, MA 01702-5957

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.



TONY ANASTAS

CLERK

JUL 22 2004

(By) DEPUTY CLERK



# MARICOPA COUNTY SHERIFF'S OFFICE

Civil Process Section  
102 West Madison Street  
Phoenix, Arizona 85003-2292



EDWARDS AND ANGELL LLP  
vs.  
HISTATEK INC

STATE OF ARIZONA       )  
                                  ) ss.  
County of Maricopa     )

Case #       0411632DPW  
Docket #     C196333

D.L. CARLISLE #S0647, BEING FIRST DULY SWORN ON OATH DEPOSES AND SAYS: THAT HE IS A CITIZEN OF THE UNITED STATES OVER THE AGE OF 21 YEARS: THAT HE HAS NO INTEREST WHATSOEVER IN THE WITHIN ENTITLED MATTER; THAT HE IS A REGULARLY APPOINTED DEPUTY SHERIFF OF MARICOPA COUNTY, ARIZONA, AND AS SUCH HAS THE POWER TO SERVE CIVIL PROCESSES WITHIN SAID COUNTY; THAT HE SERVED THE WITHIN , SUMMONS IN A CIVIL ACTION ON THE 19TH DAY OF AUGUST, 2004, ON THE WITHIN NAMED DEFENDANT HISTATEK, INC, BY DELIVERING TO JOHN LIPANI, CEO OF HISTATEK, INC., AUTHORIZED TO ACCEPT SERVICE AT 4645 EAST COTTON CENTER BLVD. BLDG 2 #171, PHOENIX, ARIZONA, AT 12:55 PM, IN THE COUNTY OF MARICOPA, A COPY OF SAID , SUMMONS IN A CIVIL ACTION TO WHICH WAS ATTACHED A TRUE COPY OF THE COMPLAINT CIVIL COVER SHEET, INTERROGATORIES PROPOUNDED BY THE PLAINTIFF, EDWARDS & ANGELL, LLP, TO BE ANSWERED UNDER OATH BY THE DEFENDANT, HISTATEK, INC - FIRST SET, PLAINTIFF'S FIRST REQUEST FOR THE PRODUCTION OF DOCUMENTS BY THE DEFENDANT, HISTATEK, INC., REQUESTS OF THE PLAINTIFF, EDWARDS & ANGELL, LLP, TO THE DEFENDANT, HISTATEK, INC., FOR ADMISSIONS, LOCAL CATEGORY SHEET MENTIONED THEREIN.



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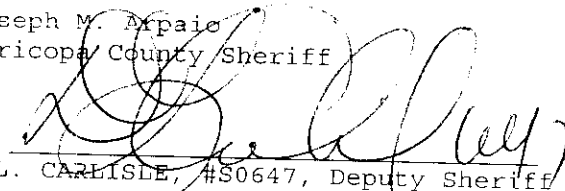
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Fees:

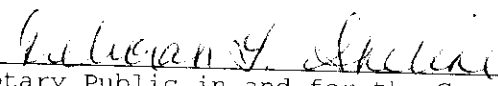
1 service..... \$	16.00
30 miles.....	72.00
1 notary.....	8.00

Total                   96.00

Joseph M. Aypaio  
Maricopa County Sheriff

By   
D.L. CARLISLE, #S0647, Deputy Sheriff

Subscribed and sworn to before me this 24th Day of September, 2004

  
Notary Public in and for the County of Maricopa - State of Arizona

A8256



CVLF002